

REMARKS

In the Office Action that was mailed on September 25, 2003, claim 6 was rejected under 35 U.S.C. § 112, second paragraph, for indefiniteness; claims 1-6 were rejected under 35 U.S.C. § 102(e) as being anticipated by Schneider et al. (U.S. Patent No. 6,356,243) ("Schneider"); and claims 7-10 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Schneider. The foregoing rejections are respectfully traversed.

Claims 1-10 are pending in the subject application, of which claim 1 is the only independent claim.

Foreign Priority:

The examiner has not yet acknowledged the Applicant's claim for foreign priority and submission of a certified copy of the foreign priority document, which were filed on December 17, 2001. The Applicant respectfully requests that the examiner acknowledge the same.

Amendments to the Claims:

Claim 1 is amended herein to include the features of dependent claims 4 and 5, and claims 4 and 5 are canceled herein. Claim 6 is amended to depend from claim 1. New claims 11-13 are added herein. Care has been exercised to avoid the introduction of new matter.

Support for new claims 11-13 may be found in the Specification at page 4, line 12 to page 5, line 2, page 7, lines 4-35, and page 8, lines 13-15.

Rejections of the Claims:

Rejection Under 35 U.S.C. § 112:

Claim 6 is amended herein to depend from claim 1. Claim 1 is amended herein to include the features of claims 4 and 5, and claims 4 and 5 are canceled herein. Claim 1 now recites "a communicating part." Therefore, "said communicating part" in claim 6 now has sufficient antecedent basis. The Applicant respectfully requests that the examiner withdraw the rejection of claim 6.

Rejections Under 35 U.S.C. §§ 102(e) and 103(a):

Independent claim 1 of the subject application (as amended herein) recites that the “antenna is arranged inside said upper cover” of the housing of the input device. New independent claim 11 of the subject application (as added herein) recites “an antenna, which is located at an uppermost portion of the inside volume” of the wireless input device.

Although the examiner cites Figures 2A-2C of Schneider as disclosing the same, Schneider does not disclose or suggest that the antenna is inside the upper cover or at the uppermost portion of the inside volume, as recited in independent claims 1 and 11. Schneider discusses that the antenna system 240 does not reside on the electronics circuit board 220 (Schneider, col. 5, lines 53-55), but Schneider does not disclose or suggest any relative position inside the cordless device 210. Someone skilled in the art at the time of conception of the present invention would not have read Schneider to disclose or suggest an antenna position at inside the upper cover or at the uppermost portion of the inside volume.

Therefore, independent claims 1 and 11 of the subject application are patentably distinguishable over Schneider. In addition, dependent claims 2-3, 6-10, and 12-13 of the subject application are allowable based in part on their dependency, directly or indirectly, from one of independent claims 1 and 11.

Withdrawal of the foregoing rejections is respectfully requested.


There being no further objections or rejections, it is submitted that the application is in condition for allowance, which action is courteously requested. Finally, if there are any formal matters remaining after this response, the examiner is requested to telephone the undersigned

to attend to these matters. If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 12.5.2003

By: 
Matthew Q. Ammon
Registration No. 50,346

1201 New York Avenue, N.W., Suite 700
Washington, D.C. 20005
(202) 434-1500